



Report to the Legislature

**Persons Requesting to Move From
Residential Habilitation Centers
to the Community Under the
US Supreme Court Decision on Olmstead**

Chapter 25. Laws of 2003, E2, Section 205(1)(c)

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EXECUTIVE SUMMARY

Chapter 25, Laws of 2003, E1, Section 205(1)(c) requires the Department of Social and Health Services' Division of Developmental Disabilities (DDD) to report quarterly on the implementation of providing community residential and support services to (i) residents of residential habilitation centers who are able to be adequately cared for in community settings and who choose to live in those community settings (Olmstead); and (ii) clients without residential services who are at immediate risk of institutionalization or in crisis. This report covers the quarter ending March 31, 2004. Four people moved under Olmstead and two people under the crisis provisions of the proviso during this quarter. A total of six people under the Olmstead provisions and nine people under the crisis provisions are being served.

BACKGROUND

The Washington State Legislature for the 2003-05 biennium appropriated funds to provide community residential and support services to 14 people who are either in the community and in crisis and at risk of institutionalization or living in an RHC and are able and want to move to the community. The Legislature appropriated \$300 per day to the Division of Developmental Disabilities to provide these community services. In the 2004 Supplemental the division received funding for a minimum of 29 clients needing residential and support services with priority given to (1) children who are aging out of other state services, (2) clients without residential services who are in crisis or immediate risk of needing and institutional placement; and (3) current waiver clients who have been assessed as having an immediate need for residential services or increased support services.

PROCESS

People being considered to access the crisis funds to prevent their institutionalization will be evaluated on an individual by individual basis as the situation presents. Through a process adopted by the division to implement Olmstead, during the 2001-03 biennium, each individual living in an RHC, their guardian or close relative(s) will be asked annually whether they want to move to the community. If a person wants to move the division will facilitate the move.

STATUS

Four people are being reported as moving from an RHC and two people were in need of crisis placement during the quarter ending March 31, 2004. The total number of people being served under the proviso currently is fifteen. The average daily cost for the fifteen individuals who moved is \$263.83 per day. The division is under-expending its appropriation.

The Division of Developmental Disabilities will evaluate case by case the need for utilization of the crisis funds for person's currently living in the community. The division too will continue the process of asking each individual living in an RHC and their representatives whether they are interested in moving to the community for services at the time of their Individual Habilitation Plan (IHP) meeting.

COMMUNITY RESIDENTIAL PROVISO 3RD QUARTER 2004

(Olmstead/Crisis)

	Previous Residence	Moved to	Start Date	Residential Rate	Employment day Prog Rate	Therapies	Other	Total Daily Rate
MC	Fircrest	Region 4	10/29/2003	260.28	23.89	11.84	1.06	297.07
CP	Rainier	Region 4	10/31/2003	260.55	23.89	1.64	1.06	287.14
DB	Fircrest	Region 4	2/2/2004	255.25	23.89	2.53	1.06	282.73
AG	Rainier	Region 4	2/17/2004	255.25	23.89	29.69	1.06	309.89
SF	Fircrest	Region 4	3/17/2004	271.01	23.89	3.65	1.06	299.61
AM	Fircrest	Region 4	3/22/2004	256.26	23.89	7.90	1.06	289.11
JH		Region 3	7/1/2003	239.28				239.28
CDJ		Region 3	7/1/2003	200.00				200.00
GC		Region 4	7/26/2003	149.01				149.01
RB		Region 3	8/1/2003	158.66				158.66
CC		Region 3	8/18/2003	242.46				242.46
MM		Region 4	8/21/2003	280.00				280.00
SB		Region 5	12/3/2003	266.00	20.00	15.00		301.00
PM		Region 6	1/14/2004	371.44				371.44
AC		Region 4	2/7/2004	250.00				250.00
Average Daily Rate								263.83

Mar-04